

COMMITTEE REPORT

Mr. Speaker: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedures, to which was referred Engrossed Senate Bill 311 because it conflicts with SEA 257-2003 without properly recognizing the existence of SEA 257-2003, has had Engrossed Senate Bill 311 under consideration and begs leave to report back to the House with the recommendation that Engrossed Senate Bill 311 be corrected as follows:

1 Page 5, line 1, delete "IC 5-2-5-1)" and insert "**IC 10-13-3-**
2 **18)**".

3 Page 5, after line 10, begin a new paragraph and insert:
4 "SECTION 4. IC 10-13-3-18, AS ADDED BY SEA 257-
5 2003, SECTION 4, IS AMENDED TO READ AS FOLLOWS
6 [EFFECTIVE JULY 1, 2003]: Sec. 18. As used in this chapter,
7 "reportable offenses" means all felonies and those ~~Class A~~
8 misdemeanors the superintendent designates.

9 SECTION 5. IC 10-13-3-30, AS ADDED BY SEA 257-
10 2003, SECTION 4, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2003]: Sec. 30. (a) Except as provided
12 in subsection (c), on request for release or inspection of a
13 limited criminal history, law enforcement agencies may, **if the**
14 **agency has complied with the reporting requirements in**
15 **section 24 of this chapter**, and the department shall do the
16 following:

17 (1) Require a form, provided by law enforcement agencies
18 and the department, to be completed. The form shall be
19 maintained for two (2) years and shall be available to the
20 record subject upon request.

21 (2) Collect a three dollar (\$3) fee to defray the cost of
22 processing a request for inspection.

23 (3) Collect a seven dollar (\$7) fee to defray the cost of

1 processing a request for release. However, law
2 enforcement agencies and the department may not charge
3 the fee for requests received from the parent locator service
4 of the child support bureau of the division of family and
5 children.

6 (b) Law enforcement agencies and the department shall edit
7 information so that the only information released or inspected
8 is information that:

9 (1) has been requested; and

10 (2) is limited criminal history information.

11 (c) The fee required under subsection (a) shall be waived if
12 the request relates to the sex and violent offender directory
13 under IC 5-2-6 or concerns a person required to register as a sex
14 and violent offender under IC 5-2-12."

(Reference is to ESB 311 as printed April 8, 2003.)

Representative Pelath, Chairperson

Representative Whetstone, R.M.M.

Representative Lawson L, Sponsor